



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Robert D'Amato
of:

Confirmation No.: 3798

Serial No.: 09/704,054

Art Unit: 1614

Filed: November 1, 2000

Examiner: Rebecca Cook

For: METHODS FOR INHIBITION OF
ANGIOGENESIS

Attorney Docket No.: 9516-039-999
(CAM 501872-
999038)

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The fee for processing the attached Terminal Disclaimer is believed to be \$130.00. Please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is attached for accounting purposes.

Date: October 31, 2005

Respectfully submitted,

by Yeahsil Moon Reg No. 52,042 35,203

Anthony M. Insogna (Reg. No.)
JONES DAY
222 East 41st Street
New York, NY 10017
Tel. (212) 326-3778



Express Mail No. EV654850744US

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Sir:

Your Petitioner, **Anthony M. Insogna**, represents that he holds the position of **partner at the law firm of Jones Day, the attorneys of record for the present application.**

The Petitioner states that The Children's Medical Center Corporation is the assignee of the entire 100% right, title and interest in and to the above-identified application (which is a continuation of Application No. 08/950,673, filed October 16, 1997, now U.S. Patent No. 6,071,948, issued June 6, 2000) by virtue of assignments which were recorded on November 4, 1993 at reel 6756 frame 0429; February 10, 1994 at reel 6890 frame 0389; May 12, 1995 at reel 7502 frame 0289; and November 25, 1997 at reel 8820 frame 0455.

Petitioner hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent 5,629,327 which issued on May 13, 1997 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,629,327.

Petitioner further agrees that this agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors, and assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 5,629,327 in the event that said patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title stated above.

Petitioner hereby confirms that he has reviewed the assignment and, to the best of his knowledge and belief, title is in the assignee seeking to take action in this matter and that he is

empowered to act on behalf of **The Children's Medical Center Corporation**.

Petitioner hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed this 31 day of October, 2005.

By: by Yeabsid Moon Ref. No. 52,042
for Name: Anthony M. Insogna
Registration No.: 35,203